

Considered: _____ WATER PERMIT NO. 4183A-3
Phone: 886-3395

Name of Applicant: Ina C. Kahnke
Post Office Address: 405 5th Ave NW, Watertown SD 57201

Amount of Water Claimed: no add'l (0.15 cfs) Total Acres: NA

Source of Water Supply: groundwater (3 add'l wells)

Water to be used for: suburban housing County: Codington

About _____ miles _____ of _____

PROOF OF PUBLICATION: Received _____ Not Received _____

APPLICATION: Approved _____ Subject to _____

F.F. & C/L. Adopted _____ Not Approved _____ Deferred _____

PRIORITY Date Received: 8-12-91 Fee: \$50.00 Remarks 3 add'l wells
on Permit No. 4183-3

Corrected Application Received 8-20-91 Period of Annual Use Jan 1- Dec 31

WATER QUALITY APPROVAL RECEIVED NA APPROVED/CONDITIONAL (Circle one)

WI-1 Description same as Application YES _____ NO _____ REMARKS _____

Diversion Point: Well #2 NE 1/4 NE 1/4

Well #3 NW 1/4 NE 1/4 all in Sec 3-T116N-R53W

Land to be Irrigated: NA

			No. 3 164--	No. 2 161--	

Well Log: Driller: _____ Licensed YES _____ NO _____

Depth of Well: 35' & 40' REMARKS no well logs available

Type of Map: aerial PREPARED BY: Norva Job Reviewed and the Number

Assigned on 8-20-91 By Karen Schlaak

Mail to: Water Rights Div.
523 E. Capitol
Pierre, SD 57501
(605) 773-3352

No. 4183A-3 Hydrologic Unit 10170202
Map No. _____ Basin Big Sioux River
Newspaper Public Opinion, P.O. Box 10, Watertown
(Daily) 57201-0710

Application For Permit To Appropriate Water Within The State Of South Dakota

Check use of water: Industrial ☐ Commercial ☒ Municipal ☐ Other Common Distribution System ☐
Rural Water System ☐ Suburban Housing ☐ Geothermal Heat ☐ Institutional ☐ Recreational ☐
Domestic ☐ (above 18gpm.) Other ☐

Type of Application: Check one or more of the following

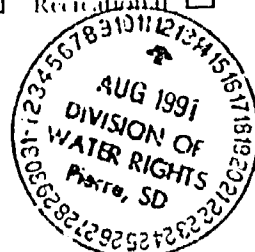
New ☐ Vested Right ☐ Future Use ☐ Change Use ☐

☐ Amend Permit No. _____ with old priority date retained

Change diversion point(s) ☐ Add diversion point(s) ☐ Other ☐

☒ Application to: Change diversion point(s) ☐ Add diversion point(s) ☒ on Permit No. 4183-3

☐ Construction to use water reserved by Future Use Permit No. _____



1. Name of Applicant Ina C. Kahnke Phone No. 886-3395

Post Office Address 405-5th Ave. N.W. Watertown State SD 57201
(Street, RR or Box) (City) (Zip Code)

2. Amount of water claimed (c.f.s.) no add'l

3. Source of water supply 3 add'l wells

4. Location of point of diversion well #2 - NE 1/4 NE 1/4 well #3 & 4
NW 1/4 NE 1/4 Section 3- T16N-R53W

County Codington

5. Counties where water will be used Codington

6. Annual period during which water is to be used yearly Jan 1-Dec 31

7. Give a brief description of proposed project. When available include any preliminary engineering report or other reports or information that will help explain the project. (Attach sheet if more space is needed)

Add 3 additional wells to supply 10 unit trailer court.
Covered under Permit # 4183-3.

Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water, is proposed. Attach map (see instruction)

STATE OF SOUTH DAKOTA
County of Codington

I, Ina C. Kahnke the applicant, certify that I have read this application, have examined the attached map and that the matters stated are true and that I intend, and am able to complete the necessary construction.

Signed Ina C. Kahnke

Subscribed and sworn to before me this 9 day of August 19 91

Lois L. Corey, Notary Public
My Commission Expires 2/14/93

Lois L. Corey
Notary Public

Supplemental Information

(Type or print in ink)



1. Well Information - Proposed construction

- a) Drill Hole Diameter 10" Depth 35'
- b) Casing Type Plastic Diameter 6" Thickness 3/8"
- c) Screen Type slot Diameter 6" Thickness 3/8"
- d) Gravel Pack Thickness _____ Length of Gravel Pack _____
- e) Depth to Top of Water Bearing Material 27'
- f) Depth to Water (ground surface to water level) 27'
- g) Distance to nearest existing domestic well:
- On applicants property 200' On property owned by others Eagles Lodge

2. Dugout Information Estimates

- a) Surface Dimensions _____ Depth _____
- b) Depth to water (ground surface to water level) _____

3. Water Storage Dams

If the proposed water use system contains one or more storage dams, please furnish the information requested below. The locations of each dam should be shown on the map submitted with the application.

- a) If a private engineering firm or government agency was involved in the design of this dam please give their name and address

b) Freeboard _____

c) Crest Width _____

Crest Length _____

d) Height _____

e) Primary Outlet Capacity _____
If Pipe, diameter _____

f) Secondary Spillway Capacity _____
Spillway width _____

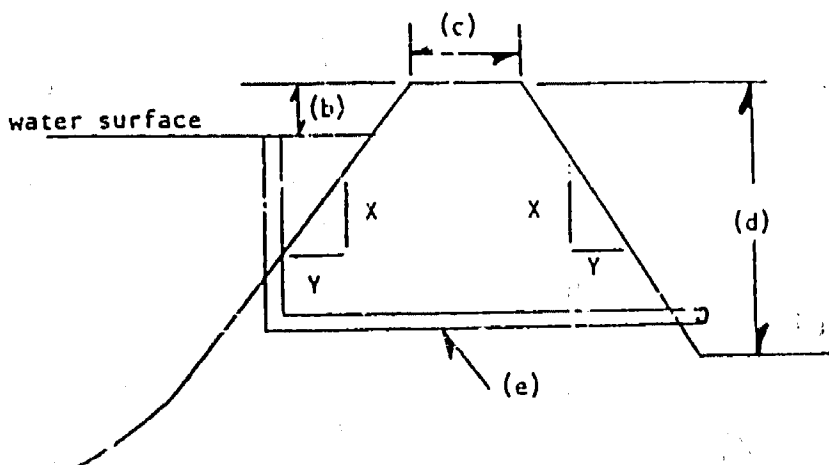
g) X & Y Slope
Upstream _____

Downstream _____

Surface Area of Impoundment _____

Storage _____ acre feet

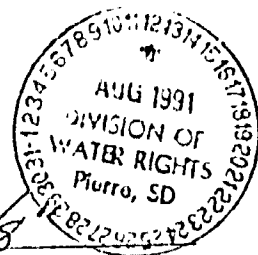
Drainage area above dam _____



Ina C. Kihlke
Signature of Applicant

Supplemental Information

(type or print in ink)



1. Well Information - Proposed construction

- a) Drill Hole Diameter 10" Depth 40'
- b) Casing Type Plastic Diameter 6" Thickness 3/8"
- c) Screen Type Slot Diameter 6" Thickness 3/8"
- d) Gravel Pack Thickness 2" to 3" Length of Gravel Pack 30'
- e) Depth to Top of Water Bearing Material 34'
- f) Depth to Water (ground surface to water level) 24'
- g) Distance to nearest existing domestic well:
On applicants property 250' NNE On property owned by others NNW DMC

2. Dugout Information Estimates

- a) Surface Dimensions _____ Depth _____
- b) Depth to water (ground surface to water level) _____

3. Water Storage Dams

If the proposed water use system contains one or more storage dams, please furnish the information requested below. The locations of each dam should be shown on the map submitted with the application.

- a) If a private engineering firm or government agency was involved in the design of this dam please give their name and address

b) Freeboard _____

c) Crest Width _____

Crest Length _____

d) Height _____

e) Primary Outlet Capacity _____
If Pipe, diameter _____

f) Secondary Spillway Capacity _____
Spillway width _____

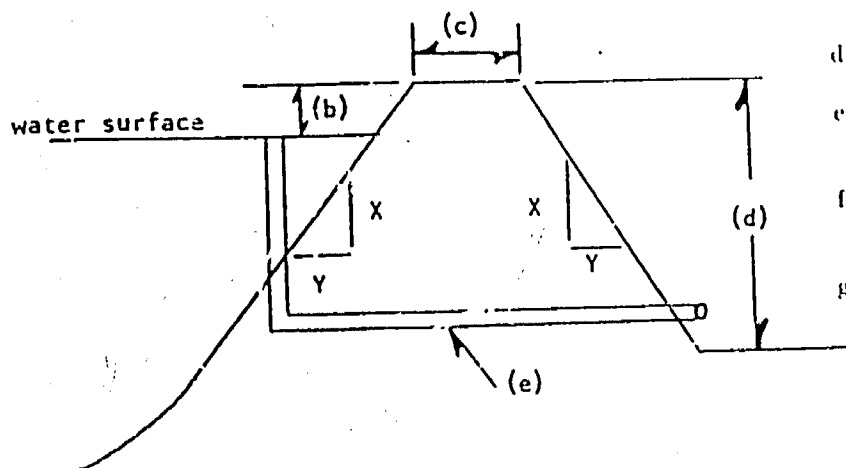
g) X & Y Slope
Upstream _____

Downstream _____

Surface Area of Impoundment _____

Storage _____ acre feet

Drainage area above dam _____



Ina C. Kahneke
Signature of Applicant

SOUTH DAKOTA
WATER PERMIT No. 4183A-3

Date of first receipt of application August 12, 1991.

Date of return to applicant for corrections, amendments or changes August 13, 1991.

Date of receipt of corrected application August 20, 1991.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 4183A-3 to Ina C. Kahnke, 405 5th Ave NW, Watertown SD 57201 authorizing the construction of the water use system and the placing of water to beneficial use subject to the following limitations, conditions and qualifications:

1. Water Permit No. 4183A-3 specifies the correct number of wells authorized by Water Permit No. 4183-3. Water Permit No. 4183-3 appropriates 0.15 cubic feet of water per second (cfs) from one well located in the NW 1/4 NE 1/4 Section 3-T116N-R53W to supply water to a trailer court. An inspection of this Permit found 4 wells capable of diverting 0.08 cfs. The additional wells, one 35 feet deep and two 40 feet deep, are located in the NE 1/4 NE 1/4 and the NW 1/4 NE 1/4 Section 3-T116N-R53W, respectively. This permit does not authorize any increase in the diversion rate.
2. The water appropriated shall be used for the purpose of supplying water to a trailer court and may not exceed the amount of water needed for beneficial use for suburban housing purposes.
3. The water is to be used during the following described annual period: January 1 - December 31.
4. The date of approval of Permit No. 4183A-3 is November 14, 1991.
5. The date from which applicant may claim right is October 27, 1977.
6. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATION

The wells approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.

WATER MANAGEMENT BOARD

By: _____

John H. Hetch
Chief Engineer, Water Rights Division
Department of Environment and Natural Resources

FEB 26 1992

date



FEB 26 1992

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3181

Ina C Kahnke
405 5th Ave NW
Watertown, SD 57201

Dear Ms. Kahnke:

Enclosed is Water Permit No. 4183A-3 authorizing your water diversion system and beneficial use of the water, not exceeding the limits as specified in the Water Permit.

The final inspection has been completed on this Permit, and we are ready to issue the Water License. Statutes require we charge \$50 for the inspection and issuance of the final papers. Upon receipt of this amount the Water License will be sent to you.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Division
605 773-3352

enclosures

STATE OF SOUTH DAKOTA
WATER LICENSE NO. 4183A-3

(1) Ina C. Kahnke of 405 5th Ave. NW, Watertown, SD 57201 made Application No. 4183A-3, August 12, 1991 for a water permit to appropriate no additional cubic feet of water per second from groundwater (3 additional wells), Codington County, South Dakota for suburban housing development purposes. Permit No. 4183A-3 with a priority date of October 27, 1977 was approved November 14, 1991 and issued to applicant(s) for diversion of water with construction of the described water supply system completed and the application to beneficial use of said water completed.

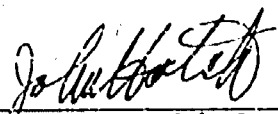
Water Permit No. 4183A-3 specified the correct number of wells authorized by Water Permit No. 4183-3. Permit No. 4183A-3 did not allow for an increase in the diversion rate.

The applicable portions of Water Permit No. 4183-3 are incorporated into this Water License No. 4183A-3. A priority date of October 27, 1977 is retained.

(2) It is certified that the applicant has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 0.08 cubic feet of water per second for beneficial use. The location of the diversion points are: Well #1 - 760'S and 1270'W of the NE corner; Well #2 - 760'S and 1320'W of the NE corner; Well #3 - 925'S and 1500'W of the NE corner; Well #4 - 925'S and 1550'W of the NE corner Section 3, T116N, R53W (Nos. 1 & 2 are in the NE 1/4 NE 1/4, Nos. 3 & 4 are in the NW 1/4 NE 1/4).

(3) The applicant has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use through the distribution system for the trailer court.

(4) Pursuant to Section 46-5-30.1 Ina Kahnke of 405 5th Ave. NW, Watertown, SD 57201 the holder(s) and/or owner(s) of Incorporated Water Permit No. 4183A-3 is issued a license to appropriate water, the right to use 0.08 cubic feet of water per second from groundwater (4 wells with a priority date of October 27, 1977 from the location specified in (2) of this license. The water is to be used for the purpose of suburban housing development. This license is subject to any limitations or qualifications listed in Incorporated Water Permit No. 4183A-3 and subject to South Dakota State Law.


MAR 25 1992
JOHN HATCH, Chief Engineer
Water Rights Division
Department of Environment and
Natural Resources



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3181

MAR 25 1992

4183A-3

Ina C. Kahnke
405 5th Ave. NW
Watertown, SD 57201

Dear Ms. Kahnke:

Enclosed is Water License No. 4183A-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 413118 in the amount of \$50.00 which you paid for the inspection and issuance of the Water License.

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the well authorized by Water Right No. 4183A-3, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

As long as you use the water beneficially, as stated in the Water License, the State Water Laws provide that you have a continuing right to use the water. If you have any questions, please contact our office.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Division
(605) 773-3352

enclosures

NOTE: The applicable portions of Water Permit No. 4183-3 are incorporated into this Water License No. 4183A-3.

REPORT ON WATER PERMIT APPLICATION NO. 4183A-3
INA C. KAHNKE
SEPTEMBER 18, 1991

Application No. 4183A-3, Ina C. Kahnke, is to specify the correct number of wells authorized by Water Permit No. 4183-3. Water Permit No. 4183-3 appropriates 0.15 cubic feet of water per second (cfs) from one well located in the NW 1/4 NE 1/4 Section 3-T116N-R53W to supply water to a trailer court. An inspection of this Permit found 4 wells capable of diverting 0.08 cfs. The additional wells, one 35 feet deep and two 40 feet deep, are located in the NE 1/4 NE 1/4 and the NW 1/4 NE 1/4 Section 3-T116N-R53W respectively. This application does not authorize any increase in the diversion rate.

Aquifer - Big Sioux - North (BS-N)

The Big Sioux aquifer consists of poorly to well-sorted surficial outwash that ranges from medium sand to medium gravel; it generally is less than 10 feet below land surface. The aquifer is limited to the flood plain of the Big Sioux River and its tributaries, and is underlain by till. The aquifer generally is under water-table conditions, except in the Lake Pelican area where the aquifer is confined by 3 to 5 feet of till. The aquifer is recharged by direct infiltration and subsequent percolation of rainfall and snowmelt through the overlying 1 to 2 feet of topsoil (Hansen, 1990).

Review of Existing Water Rights/Permits

Water Permit Nos. 2130-3 and 4181-3 diversion points are located approximately 1850 feet and 1650 feet south of the wells for this application. These permits are in the process of being incorporated into one license. Ina C. Kahnke owns these irrigation permits.

There are three observation wells located 2 1/2 mile from this application. CD79A is located to the NW, CD79B is located to the SE, and CD59A is located to the NE. All three observation wells show a fluctuation in the water table dependent upon the water recharge received in the area.

There are 44 irrigation permits appropriating approximately 22,000 AC-FT annually out of the Big Sioux - North and approximately 2,500 AC - FT was the reported pumpage from the Big Sioux - North aquifer for the 1990 irrigation season.

Conclusions

1. Water is available from the Big Sioux-North aquifer.

2. The observation well readings show there are no adverse fluctuations in water levels and the aquifer recharges readily when water is available.
3. The additional three well logs are not available for Application No. 4183A-3 to determine if the construction of the wells for this application meet well construction standards.
4. An inspection of the permit shows that 0.08 cfs for commercial use in a trailer court park has been developed using 4 wells.
5. Water Permit No. 4183-3 and Application 4183A-3 can be incorporated into one water license if the Application 4183A-3 is approved.

Norma C. JCB
sjgmk

NORMA C. JCB
Natural Resources Engineer I

Approved by

James A. Goodman

JAMES A. GOODMAN, P.E.
Natural Resources Engineer IV

References

Hansen, Donald S., 1990, Water Resources of Codington and Grant Counties, South Dakota, Water-Resources Investigations Report 89-4147, Huron, South Dakota.

Division of Water Rights, 1990, Irrigation Summary by Aquifer, DENR, Pierre, South Dakota.

RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 4183A-3, Ina Kahnke

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Division, Department of Environment and Natural Resources concerning Water Permit Application No. 4183A-3, Ina C Kahnke, 405 5th Ave NW, Watertown, SD 57201.

The Chief Engineer is recommending APPROVAL of Application No. 4183A-3 because 1) there is reasonable probability that there is unappropriated water available for the applicant's proposed use, 2) the proposed diversion can be developed without unlawful impairment of existing rights, 3) the proposed use is a beneficial use and 4) in the public interest with the following qualification:

The wells approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.

See report on application for additional information.


JOHN HATCH, Chief Engineer
October 3, 1991



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3181

NOTE: TO BE SURE OF PUBLICATION ON
THE CORRECT DATES, CONTACT
THE NEWSPAPER RIGHT AWAY.

October 11, 1991

Ina C Kahnke
405 5th Ave NW
Watertown, SD 57201

Dear Ms. Kahnke:

Water Permit Application No. 4103A-3 for suburban housing use has been examined and found to comply with the South Dakota Water Laws and applicable rules. A notice of hearing has been sent to the Publisher of the Public Opinion printed at Watertown, SD. For your information, a copy of the notice, the recommendation of the Chief Engineer and a report on the application are enclosed. Please review the notice prior to publication and notify this office, if you have any corrections or questions.

Be sure to contact the above newspaper to authorize publication of your Notice of Hearing and to arrange for payment. Early contact with the paper can eliminate delays. The publisher has been instructed to publish your notice once each week for two consecutive weeks with the last publication to occur twenty days before the board meeting. The newspaper has been instructed to send us the Proof of Publication. We must receive Proof of Publication before action can be taken on the application.

Sincerely,

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

NOTE: If you plan to contest any part of the Chief Engineer's recommendation, you must file a petition pursuant to the procedure outlined in the attached notice of hearing. The Water Management Board will then consider your concerns during a hearing on the application.

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DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES
JOE FOSS BUILDING
523 EAST CAPITOL
P. RRE SOUTH DAKOTA 57501-3181

October 11, 1991

Public Opinion
PO Box 10
Watertown, SD 57201-0010

ATTENTION: Legal Department

Enclosed is a Notice of Hearing on Application No. 4183A-3 to be published twice. Please publish the first notice on October 18, 1991, with the second publication 7 days later.

The APPLICANT MUST VERIFY TO YOU THAT THE NOTICE IS TO BE PUBLISHED, before you make the first publication. Please BILL the APPLICANT for the cost of publication. The APPLICANT is Ina C Kahnke, 405 5th Ave NW, Watertown, SD 57201.

A copy of BOTH publications must be SENT to the WATER RIGHTS DIVISION. IMMEDIATELY return the FIRST publication with the FIRST Transmittal form on the bottom of this page. The first copy is needed to check the publication for errors so any corrections can be made in the second publication. Publication errors can invalidate the public notice and cause the applicant costly delays.

Please be sure the SECOND publication is returned IMMEDIATELY with the enclosed Proof of Publication form. DO NOT WAIT until the end of the month or the billing cycle. No action may be taken on the permit application until proof of publication has been received.

Sincerely,

Eric Gronlund
Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

-----CUT HERE-----

FIRST TRANSMITTAL NOTICE

TO: Eric Gronlund
Water Rights Division
Joe Foss Building
Pierre SD 57501-3181

No. _____

Date _____

We are in receipt of your letter of _____ enclosing Notice of Hearing to Appropriate Water by Application No. _____ which was first published in our issue of _____. ENCLOSED IS A COPY OF THIS FIRST PUBLICATION.

Name

Newspaper

L

Instruction to Newspaper - Publish first Notice on October 18, 1991, with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. 4183A-3 to Appropriate Water
to correct Water Permit No. 4183-3

Notice is given that Ina C. Kahnke, 405 5th Ave NW, Watertown, SD 57201 has filed an application for a water permit to specify the correct number of wells authorized by Water Permit No. 4183-3. Water Permit No. 4183-3 appropriates 0.15 cubic feet of water per second (cfs) from one well located in the NW 1/4 NE 1/4 Section 3-T116N-R53W to supply water to a trailer court. An inspection of this Permit found 4 wells capable of diverting 0.08 cfs. The additional wells, one 35 feet deep and two 40 feet deep, are located in the NE 1/4 NE 1/4 and the NW 1/4 NE 1/4 Section 3-T116N-R53W, respectively. This application does not authorize any increase in the diversion rate.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 4183A-3 because 1) unappropriated water is available, 2) existing rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest. Unless a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation, the Water Management Board will NOT CONDUCT a HEARING to consider this application and the chief engineer will issue the permit as recommended. Petitions filed in support of the application will NOT require the Board to hear the application.

Any person interested in opposing or supporting this application must file a written petition with BOTH the applicant and Chief Engineer. The applicant must also file a petition if opposed to the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Division, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by November 4, 1991. The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reasons for opposing or supporting the application, and the signature and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained.

For purposes of publishing 1) the notice of hearing on Application No. 4183A-3 and 2) the chief engineer's recommendation, a meeting at the Division of Water Rights office to hear this application is scheduled for November 14, 1991, at 9:00 am in Room 413, Joe Foss Building, 523 E Capitol, Pierre SD. If this application is opposed or the recommendation is contested, the November 14, 1991, hearing date will be rescheduled for a regularly scheduled Board meeting. Notice of the time and place of the rescheduled hearing before the Board will be given by First Class Mail to the applicant and persons filing petitions. Anyone not filing a petition, but interested in attending the hearing, may contact the Division of Water Rights to confirm a hearing date and location. The November 14, 1991, hearing date will be automatically delayed for at least 20 days upon written request to the Chief Engineer from the applicant or any interested person opposing the application. The request for an automatic delay must be filed by November 4, 1991.

If a hearing is held, the Chief Engineer's recommendation is not final or binding upon the Board. The Board is authorized to 1) approve, 2) approve with qualifications, 3) defer, or 4) deny this application based on the facts presented at the public hearing. Any hearing will be an adversary proceeding. Any person filing a petition and/or the applicant have the right to be represented by a lawyer and may present evidence or cross-examine witnesses according to SDCL 1-26. These and other due process rights will be forfeited if not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law. Contact the Water Rights Division to request copies of information pertaining to this application or to assure access to the hearing by the handicapped.

This application is made pursuant to SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-16; 46-2-3.1, 46-2-9, 46-2-11, 46-2-13, 46-2-17; 46-2A-1 thru 46-2A-10, 46-2A-12, 46-2A-14, 46-2A-15; 46-5-1 thru 46-5-11, 46-5-13 thru 46-5-15, 46-5-24, 46-5-25, 46-5-30.2, 46-5-30.4, 46-5-31; 46-6-3, 46-6-3.1, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14, 46-6-26; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Codington) ss.

I, Monica K. Saathoff

certify that the attached printed Notice was taken
from the Watertown Public Opinion

A newspaper which during the whole time of publication of
said notice herein after stated, has been and is printed and
published in the _____

_____ city _____ of Watertown

County of Codington and State of South Dakota
that the said notice was published in said newspaper on
following two dates:

October 18th, 1991

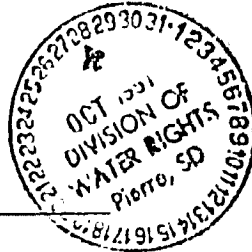
October 25th, 1991

Monica K. Saathoff
(Signature)

Bookkeeper
(Title)

October 25th, 1991
(Date Signed)

Cost of Printing: 140.18



PERMIT

NOTICE OF HEARING ON APPLICATION NO. 4183A-3 TO APPROPRIATE WATER TO CORRECT WATER PERMIT NO. 4183-3

Notice is given that Ina C. Kahnke, 405 5th Ave. NW, Watertown, SD 57201 has filed an application for a water permit to specify the correct number of wells authorized by Water Permit No. 4183-3. Water Permit No. 4183-3 appropriates 0.15 cubic feet of water per second (cfs) from one well located in the NW 1/4 NE 1/4 Section 3-T116N-R53W to supply water to a trailer court. An inspection of this Permit found 4 wells capable of diverting 0.02 cfs. The additional wells, one 35 feet deep and two 40 feet deep, are located in the NE 1/4 NE 1/4 and the NW 1/4 NE 1/4 Section 3-T116N-R53W, respectively. This application does not authorize any increase in the diversion rate.

Pursuant to SDCL 48-2A-2, the Chief Engineer recommends APPROVAL of Application No. 4183A-3 because 1) inappropriate water is available, 2) existing rights will not be unlawfully impaired, 3) it is a beneficial use of water and 4) it is in the public interest. Unless a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation, the Water Management Board will NOT CONDUCT a HEARING to consider this application and the chief engineer will issue the permit as recommended. Petitions filed in support of the application will NOT require the Board to hear the application.

Any person interested in opposing or supporting this application must file a written petition with BOTH the applicant and Chief Engineer. The applicant must also file a petition if opposed to the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Division, Foss Building, 523 E. Capitol, Pierre, SD 57501 (605-773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by November 4, 1991. The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's

reasons for opposing or supporting the application, and the signature and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained.

For purposes of publishing 1) the notice of hearing on Application No. 4183A-3 and 2) the chief engineer's recommendation, a meeting at the Division of Water Rights office to hear this application is scheduled for November 14, 1991, at 9:00 a.m. in Room 413, Joe Foss Building, 523 E. Capitol, Pierre, SD. If this application is opposed or the recommendation is contested, the November 14, 1991, hearing date will be rescheduled for a regularly scheduled Board meeting. Notice of the time and place of the rescheduled hearing before the Board will be given by First Class Mail to the applicant and persons filing petitions. Anyone not filing a petition, but interested in attending the hearing, may contact the Division of Water Rights to confirm a hearing date and location. The November 14, 1991, hearing date will be automatically delayed for at least 20 days upon written request to the Chief Engineer from the applicant or any interested persons opposing the application. The request for an automatic delay must be filed by November 4, 1991.

If a hearing is held, the Chief Engineer's recommendation is not final or binding upon the Board. The Board is authorized to 1) approve, 2) approve with qualifications, 3) defer, or 4) deny this application based on the facts presented at the public hearing. Any hearing will be an adversary proceeding. Any person filing a petition and/or the applicant have the right to be represented by a lawyer and may present evidence or cross-examine witnesses according to SDCL 1-28. These and other due process rights will be forfeited if not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law. Contact the Water Rights Division to request copies of information pertaining to this application or to assure access to the hearing by the handicapped.

This application is made pursuant to SDCL 45-1-1 thru 45-1-9, 45-1-12 thru 45-1-16; 45-2-3, 45-2-9, 45-2-11, 45-2-13, 45-2-17; 45-2A-1 thru 45-2A-10, 45-2A-12, 45-2A-14, 45-2A-15; 45-5-1 thru 45-5-11, 45-5-13 thru 45-5-15, 45-5-24, 45-5-25, 45-5-30.2, 45-5-30.4, 45-5-31; 45-6-3, 45-6-3.1, 45-6-6.1, 45-6-10, 45-6-13, 45-6-14, 45-6-28; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15.

(October 18, 25, 1991)

153/4 6445425
714018

LICENSE FOR PERMIT NUMBER 4183-3

1. Legal location of wells: Well #1+2 NE 1/4 NE 1/4
Well #3+4 NW 1/4 NE 1/4 Section 3-T116N-R53W

dams & structures: _____

2. Well Information: Well Drilling Firm R. E. Kahneke

Completion Report Yes _____ No _____ No. of Wells 4 Depth 35 35 40 40

Casing a) diameter 6" Screen a) type _____

b) length _____ b) length _____

c) type PVC Static Water Level _____

Pump a) make Myers Motor a) make _____

b) model SEN52-NS10 b) model No. _____

c) size 4" c) horsepower rating 1/2 HP

d) capacity 10 gpm

e) turbine pump - no. of stages _____

f) operating PSI _____

Submersible
pumps and
motors are
used on
all wells

3. Distribution lines or canals

a) size _____

b) type _____

c) length _____

Well #1+2 are 50' apart
Well #3+4 are 40' apart

The make and model of pump is
for an ext. a back up pump on
stock. The 4 pumps in the wells
may or may not be the same
as above stated by the permit

4. Dam Information:

a) height to crest _____

b) height to primary spillway _____

c) height to secondary spillway _____

d) crest width _____

e) crest length _____

f) spillway length _____

g) spillway width _____

h) approx. storage _____

i) approx. storage to crest _____

j) date constructed _____

k) inspection sheet completed (Y/N) _____

l) Name of Contractor _____

m) Outlet tubes: holder

1) diameter _____

2) type _____

3) valved (Y/N) _____

4) valve type _____

5) location on structure _____

n) Category of Dam _____

5. System Type a) sideroli:

- 1) length _____ feet
- 2) diameter of pipe _____
- 3) make, model & number of
sprinklers _____
- 4) spacing of sprinklers _____
- 5) nozzle size _____

c) gun

- 1) make _____
- 2) nozzle size _____
- 3) capacity (GPM) _____
- 4) hose size _____
- 5) hose length _____

e) gated pipe

- 1) length _____
- 2) diameter _____
- 3) spacing of gates _____

f) portable boom

- 1) make _____
- 2) nozzle size _____
- 3) capacity (GPM) _____

b) towline:

- 1) length _____ feet
- 2) make, model & number of
sprinklers _____
- 3) spacing of sprinklers _____
- 4) nozzle size _____

d) center pivot

- 1) make _____
- 2) number of towers _____
- 3) distance between towers _____
- 4) overall length _____
- 5) end gun (Y/N) _____
- 6) high or low pressure _____
- 7) make & size of nozzles _____
- 8) capacity (GPM) _____

g) siphons

- 1) size _____
- 2) number _____

NOTE: For Permits with additional wells or changes in well locations, record the following for each well: pumping capacity, date constructed, well driller and if a well log is available.

Indicate any other permit(s) which are associated with project _____

Yes	No	Check Items
---	---	1. Soil and water permit lands agree with lands being irrigated and lands listed on permit?
---	---	2. Special qualifications to permit being abided by?
<u>X</u>	---	3. All structures, wells and lands on map?
---	---	4. Irrigation Questionnaires checked to determine if permit owner started irrigation by end of construction period?
---	---	5. Is chemigation used?
---	---	6. If yes, does equipment comply with chemigation rules?

REMARKS:

L

Permit No. 4183-3 - 4183A-3 (permit for add'l 3 wells)Big Sioux River Water District**Report Of Examination Of Works And/Or Application Of Water To Beneficial Use**

TO: Chief Engineer, Division of Water Rights, DWR, Foss Bldg., Pierre, SD 57501

I have this day made a thorough examination of the water use system constructed by Jim Kahnie
405 - 5th Ave NW of Watertown SD 57201 holder of
 Permit No. 4183-3, bearing the priority of Oct. 27 1977 authorizing
 the diversion of 15 cu. ft. per second of the waters of groundwater
 for trailer court operation purposes, in Coddingtown County.

I have to report on the conditions of the same as follows:

A. Works used to divert the water:

4-1/2 HP - 4" submersible pumps + motors of various
makes + models - unable to obtain. Capable of 10gpm each.

B. Works used to transport water to place of use:

distribution system to trailer court users

C. Works used to apply water to beneficial use:

The system is in the following condition good

The point of diversion is located Well #1 760' S and 1270' West of NE corner Well #2
760' S and 1320' West of NE corner Well #3 925' S and 1500' W of NE corner
Well #4 925' S and 1550' West of NE corner Section 3 - T116N - R53W
 The works are capable of diverting and conveying to the place of use .08

cu. ft. per second of water which is to be used for trailer court operation

Water has been put to beneficial use to the maximum extent as follows:

comprising a total of NA acres of land and the license should be issued for .08 cfsApplicable permit qualifications have been complied with Yes X NoExceptions to compliance are: needs approval of another permit to Date 8/6/1991

pick up 3 more wells that were drilled at the
same time.

water permit # 4183-3 was approved
for only one well.

Norma C. Job
 (signature)

South Dakota

GREAT FACES. GREAT PLACES.

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3181

August 13, 1991

Ina C. Kahnke
405 5th Ave NW
Watertown SD 57501

Dear Mrs. Kahnke:

In regard to the water permit application received August 12, 1991,
for additional diversion points on Water Permit No. 4183-3, please
submit the filing fee of \$50.00.

Upon receipt of the fee, further processing of your application will
continue. If you have any questions, please contact this office.

Sincerely,

Karen Schlaak

Karen Schlaak
Natural Resources Analyst
605 773-3352

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

413113

Pierre, _____ March 11, 1932

RECEIVED OF Ina C. Kahnke, P.O. Box 694, Watertown, SD 57201-0694

the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. _____ to Appropriate Water, to construct works and to put water to beneficial use _____

Fee for Application for Permit No. _____ to Appropriate Water for Future Use _____

Fee to retain Future Use Permit No. _____ after period of seven years.

Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. 9133A-3

Fee for Filing Transfer Form _____

Fee for Filing Extension Request _____

Fee for Certified Copy of _____

Fee for Print Copy of Map _____

Fee for Certifying _____

Fee for _____

(Any Other Work Provided by Law)

Total

50 00

By

Chief Engineer

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

412777

Pierre, August 20, 1991

RECEIVED OF Ina C. Kannke, P.O. Box 694, Watertown, SD 57201-0694

the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. <u>4183A-3</u> to Appropriate Water, to construct works and to put water to beneficial use	50.00
Fee for Application for Permit No. _____ to Appropriate Water for Future Use	
Fee to retain Future Use Permit No. _____ after period of seven years.	
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____	
Fee for Filing Transfer Form _____	
Fee for Filing Extension Request _____	
Fee for Certified Copy of _____	
Fee for Print Copy of Map _____	
Fee for Certifying _____	
Fee for _____	
(Any Other Work Provided by Law)	
Total	50.00

By John H. Hotal
Chief Engineer

11-33 4-28-92 Jack H. Kemp

ALL WELL. CONSTRUCTION

REF: 103

Depth to top of water bearing sand	24
Depth to where water level	24
Name of producing sand (if known)	51.04 X
Total depth of this hole	35
Depth to bottom of strata	36

6 inch PVC	Conduit
6 inch PVC	Screen

20 ft of screen and 10 ft
Casing 6 in.

Correlation 1927-28
Page of Booklet Contained

Company name and size of pump Valley
Type of pump Electric Capacity of installed pump 25 g.p.m.
Depth of pump placement 28 ft. Date of pump installation Oct 18

WATER SURFACE MEASURING TUBE
On same well as air-flow water surface measuring tube is required. See Section 48.402 of Chapter 44, 1997
WELL CONSTRUCTION STANDARDS.

WELL CONSTRUCTION STANDARDS.
Show exact vertical length of water surface measuring tube, when installed, _____ ft, 1/2 in. diameter
pipe material _____.

Alfred H. Brown



4183A-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

August 24, 1999

Jabe Kahnke
4003 Palos Verdes Dr S
Rancho Palos Verdes, CA 90275-6065

Dear Mr. Kahnke:

The purpose of my letter is to obtain information from you regarding your mother's water rights. We have six water rights listed in Ina's name. Below is a chart describing each water right.

No.	Priority date	Use	Legal Description
2827-3	June 22, 1976	irrigation	130 acres - SW 1/4 Section 12, T118N, R52W
4180A-3	Dec. 15, 1975	irrigation	392 acres - E 1/2 SW 1/4, W 1/2 SE 1/4 Section 36, T119N, R52W; NE 1/4, S 1/2 NW 1/4, SW 1/4, N 1/2 SE 1/4 Section 1, T118N, R52W
4181-3	Oct. 16, 1974	irrigation	156 acres - N 1/2 Section 3, T116N, R53W
4182-3	Sept. 29, 1975	irrigation	132 acres - S 1/2 NE 1/4, SE 1/4 Section 12, T117N, R54W
4183A-3	Oct. 27, 1977	commercial	4 wells - N 1/2 NE 1/4 Section 3, T116N, R53W (used for trailer court)
4184-3	Oct. 27, 1977	irrigation	243 acres - E 1/2 Section 11, T120N, R52W

I am in the process of trying to update the water rights as far as ownership and operator status is concerned. Do you wish to have the ownership of these water rights transferred to your name or into that of an estate? If the land has been sold, I can forward the appropriate transfer forms to the new owner(s).

With regard to operator status for each water right, I have CSS Farms, Watertown, SD operating all the land except the portion covered under Nos. 2827-3 and 4184-3. I have James Wohlleber, Watertown, SD listed as operating the land in Sections 11 & 12 (2827-3 & 4184-3). If this has changed, please let me know.

Please take a few minutes and review the chart above and then get in touch with me concerning ownership and/or operator status for the water rights. If you would, please respond by September 10th. You may call, write or email me with the information. My email address is: genny.mcmath@state.sd.us

Thank you in advance for your help.

Sincerely,

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352

WATER RIGHTS PROGRAM -- FILE DOCUMENTATIONNAME/: Jabe Kahnke, 4003 Palos Verdes Dr S, Rancho Palos Verdes, CA 90275-6065DATE: October 8, 1999TELEPHONE: (310) 541-8113 (home)
(310) 534-6209 (work)
(310) 841-3098 (pager)RE: ownership and operator status for Water Permit & Right Nos. 2827-3, 4180A-3, 4181-3, 4182-3, 4183A-3 and 4184-3 (listed in the name of Ina Kahnke)**COMMENTS:**

Mr. Kahnke called in response to my letter of August 24th asking for information on the ownership and operator status of his mothers water permits and rights. He said that for the time being, they should all be placed in the "estate" name. Somewhere down the road, they would be transferred to a trust as soon as a trust is established and the estate settled.

The following are the operator changes for the water permits/rights:

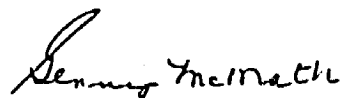
2827-3	James Wohlleber, 1305 N Broadway, Watertown, SD 57201 (605) 881-3795 - cell; (605) 886-4773 - phone
4180A-3	"
4184-3	"

4181-3	Virgil Boms, 1218 34 th St SW, Watertown, SD 57201 (home) (605) 882-4931 13 2 nd St SE, Watertown, SD 57201 (office) (605) 882-3365
4182-3	"

4183A-3	Henry Niemann, PO Box 694, Watertown, SD 57201-0694 (operator for trailer park) (605) 886-6990
---------	---

RECOMMENDED ACTION:

Send transfer forms to Jabe for transferring water permits/rights to the estate name. Get in touch with the operators to straighten out the irrigation questionnaire mailing.



Genny McMath
Environmental Scientist



4183A-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

October 13, 1999

Jabe Kahnke
4003 Palos Verdes Dr S
Rancho Palos Verdes, CA 90275-6065

Dear Mr. Kahnke:

Thank you for contacting me in regard to Water Rights listed in the name of Ina Kahnke. Enclosed, as we discussed are partially completed "Notice of Transfer of Ownership" forms for use in filing an ownership change with the water rights.

It is my understanding that the water rights will be transferred to a "trust" for the time being. I left that part of the forms blank to allow you to fill in how you wish the water right(s) to read. Please review the forms and complete as needed. Upon completion, please sign the forms in the presence of a notary and return them to us with a required filing fee of \$2.50 each (total of \$15.00).

If you have any questions concerning completion of the forms or with the water rights in general, please contact me.

Sincerely,

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352

enclosures



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
PMB 2020
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

(via email)

February 17, 2011

Mark Kienast
1326 42nd St SW
Watertown SD 57201 7036

Dear Mr. Kienast:

I am forwarding you partially completed "Notice of Transfer of Ownership" forms for filing the ownership changes on Water Right Nos. 4180A-3, 4181-3, 4182-3, 4184-3 and 4183A-3. No. 4183A-3 is the water right for the trailer park.

Please complete the forms and return them to us with a required filing fee of \$50.00 each (\$250 total). The check or money order for the fee can be made payable to the Water Rights Program.

If you would like copies of the water rights, you can actually download them from our website at: <http://denr.sd.gov/des/wr/wr.aspx> Once you get to this link, go to the left side of the page and scroll down until you see "databases". The first database listed will be water rights. Follow that link and you can look up any of the water rights and print them off.

If you have any questions, please contact me.

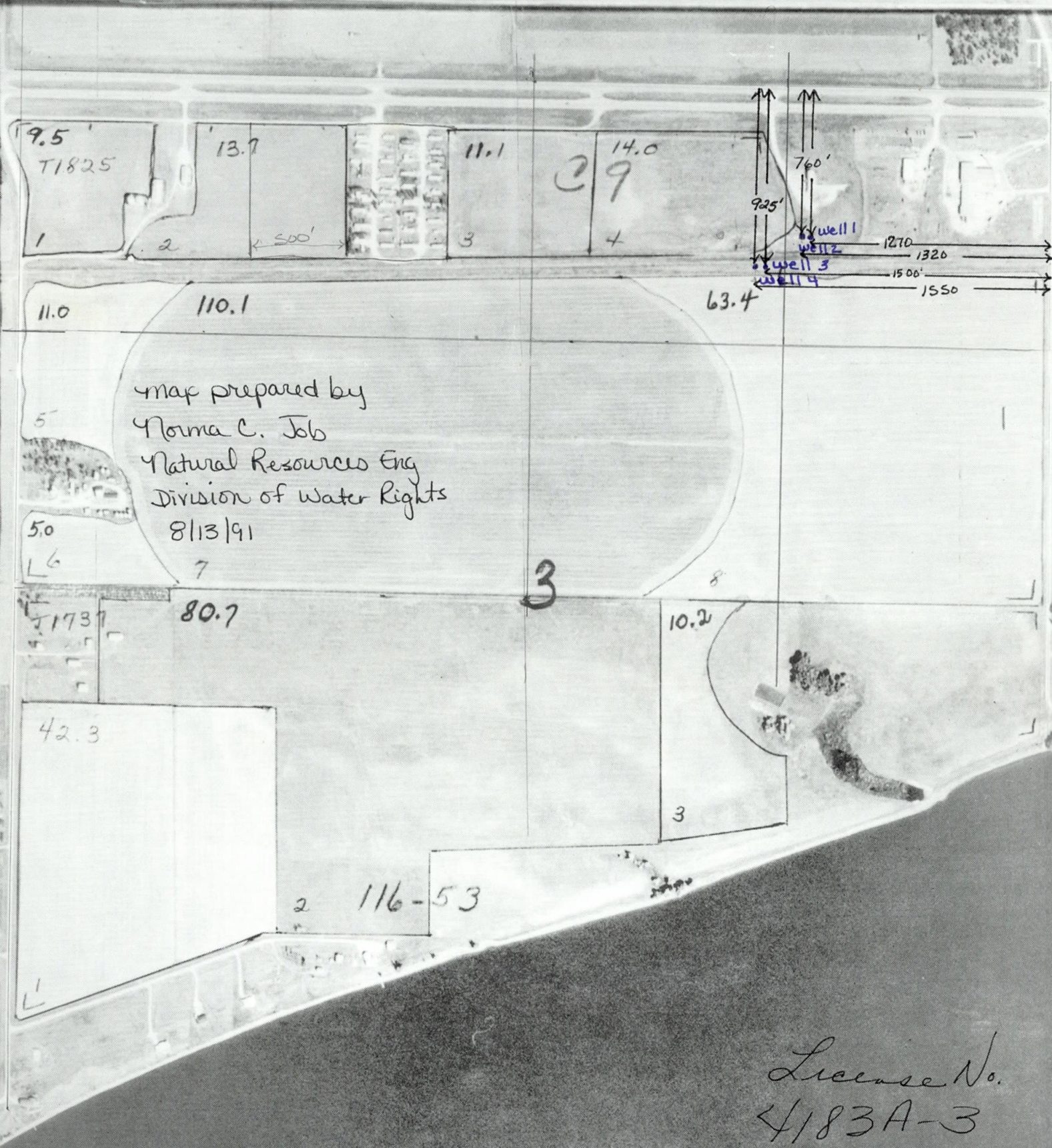
Sincerely,

A handwritten signature in black ink that reads 'Genny McMath'.

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us

permit No. 4183-3
4183A-3

NOT TO SCALE



License No.
4183A-3

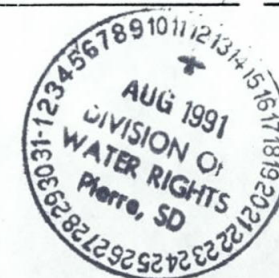
Lake Park

N.E. SEC. COR.

SEC. LINE

ASSUMED NORTH

1/4 COR. I.P.



DRAWING SHOWING IRRIGATION WELL LOCATIONS
(IN THE N.E. 1/4 OF SEC. 3 T116N R53W OF
THE FIFTH P.M., CODINGTON COUNTY, S.D.)

OWNER — MRS. R.E. KAHNKE (INA KAHNKE)

2099.6' N 39° 31' W
2128.7' N 40° 31' W

SURVEYORS CERTIFICATE

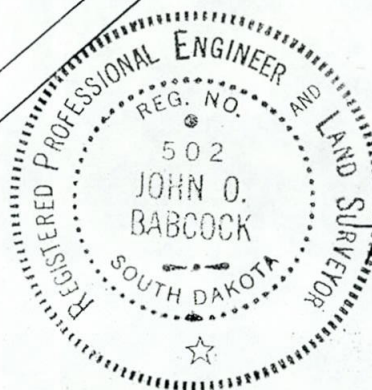
I, JOHN O. BABCOCK, A DULY REG. P.E.
AND LAND SURVEYOR IN THE STATE
OF SOUTH DAKOTA, HEREBY CERTIFIES
THAT HE SURVEYED THE WELL LOCATIONS
AND PREPARED THE DRAWING HEREON



1" = 200'

WELL # 1

WELL # 2

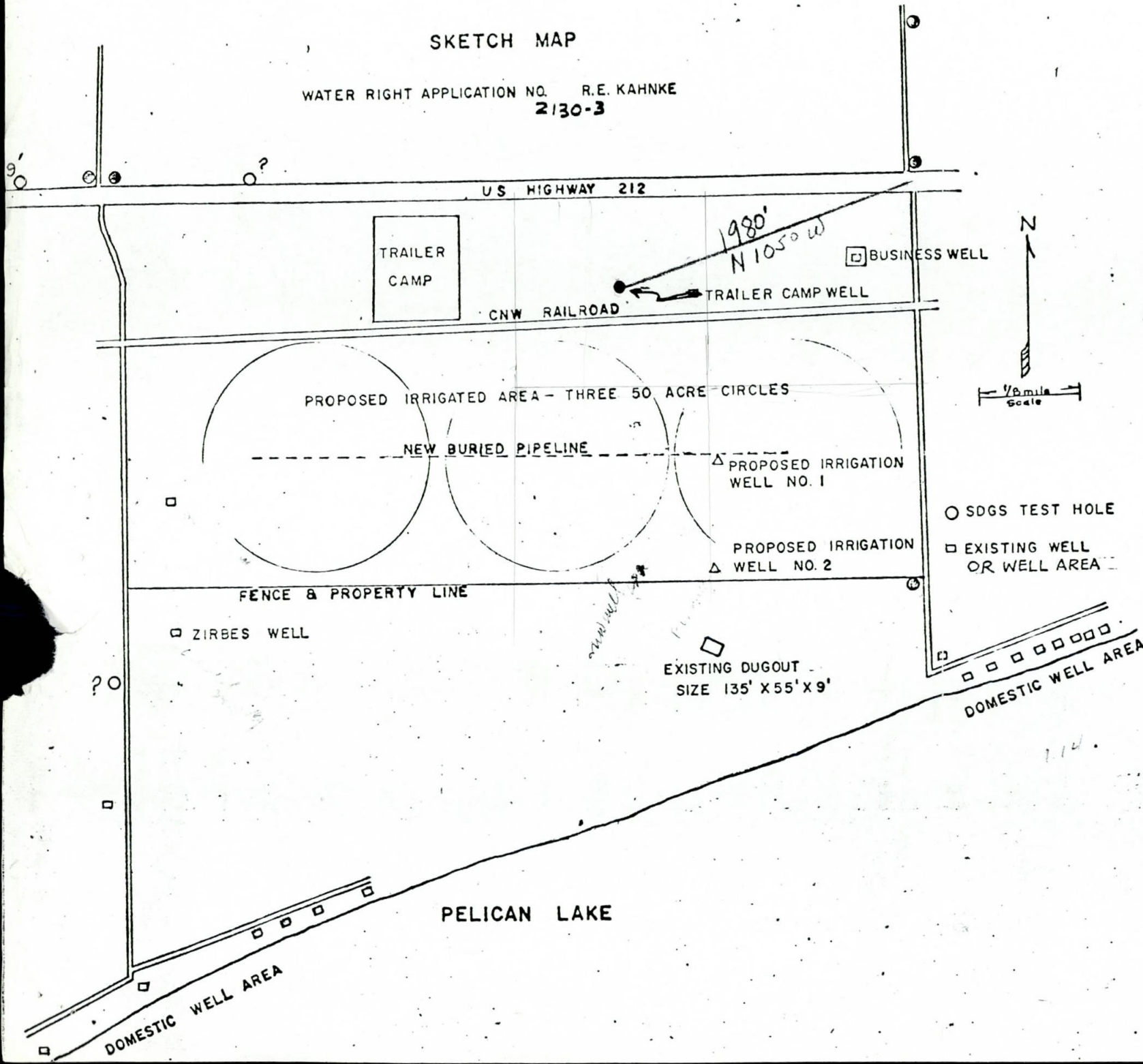


John O. Babcock
REG. P.E. AND LAND SURVEYOR

9-27-90

SKETCH MAP

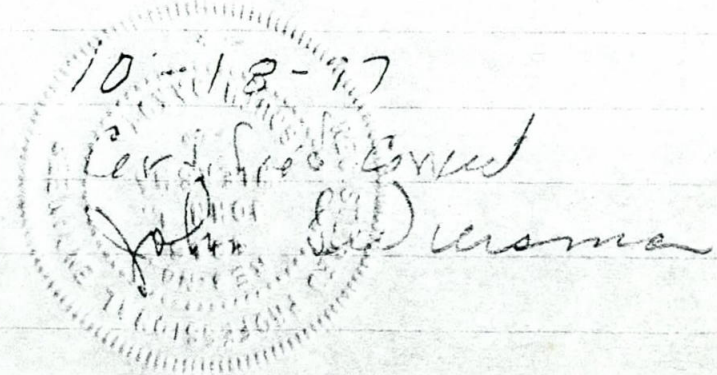
WATER RIGHT APPLICATION NO. R.E. KAHNKE
2130-3



Pelican Plaza Mobile Home Court
R.E., Ina, & Scott Kahnke
705-5th Ave N.W. Watertown

Water for Mobile Home Court
Water claimed - 0.05 cfs.

Point of Diversion - 1980' N 105° W at
NW corner Sec 3 - 116 - 53



~~WATER RIGHT 3~~ APPL NO 4183-3

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 1/7, 20 14

RECEIVED OF Pelican Plaza LLC 1326 42nd St NE Watertown SD 57201

The following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	50	00
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form <u>4183A-3</u>		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____		
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	50 00

No. **06603**

By J. Anne Goodman
Chief Engineer

RECEIVED

JAN - 7 2014

WATER RIGHTS
PROGRAM

NOTICE OF TRANSFER OF OWNERSHIP

To: Chief Engineer
Water Rights Program, DENR
523 E. Capitol
Pierre, SD 57501-3181

No. 4183A-3

Date: 1-5-14

I/We request that Water Right No. 4183A-3

formerly owned by: Ina C Kahnke

be transferred to: (name & address) Pelican Plaza,

P.O. Box 694 Watertown S.D. 57201

Telephone No. 605 881-0927

Title to the following described land(s)/property has been transferred as described above:

4 wells used for trailer park - N 1/2 NE 1/4 Section 3, T116N, R53W

I/We understand that the validity of Water Right No. 4183A-3 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

You are requested to file this "Notice of Transfer" in the appropriate file with the Water Rights Program, as evidence of the change of ownership.

A fee of Fifty Dollars (\$50.00) is required to cover the filing fees as required under SDCL 46-2-13. This form must be signed by the new owner.

I/We Pelican Plaza, the new owner, certify that the above information is true and correct.



(Signed by new owner)

NOTE: Water permits may be cancelled for nonconstruction after the five year construction period has expired. Once a water permit is developed and the water used, the permit becomes a right. A water right may be lost for three reasons:

1. Abandonment - no intent to use water and use is abandoned.
2. Forfeiture - no use of water for three year period without legal excuse.
3. For a third violation of a condition of a water permit/right.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
PMB 2020
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
www.denr.sd.gov

January 15, 2014

Mark Kienast
1326 42nd St SW
Watertown SD 57201

RE: Water Right Nos. 4180A-3, 4181-3, 4182-3, 4183A-3 & 4184-3

Dear Mr. Kienast:

Thank you for following up on the ownership changes for the above listed water rights. The ownership changes have been completed.

The water rights formerly held by Ina C Kahnke are now listed as follows:

- No. 4181-3 & 4183A-3: Pelican Plaza, PO Box 694, Watertown SD 57201, and
- Nos. 4180A-3, 4182-3 and 4184-3: Jabe Kahnke, 1326 42nd St SW, Watertown SD 57201

As noted on the transfer forms, since you have power of attorney for Jabe Kahnke, I listed you as the contact person for all of the water rights.

Enclosed for your records are the receipts for the filing fees you paid. If you have any questions, please contact me.

Sincerely,

A handwritten signature in cursive script that reads 'Genny McMath'.

Genny McMath
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us

enclosures